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 18 APPLE COMPUTER, INC.

19 **UNITED STATES DISTRICT COURT**

20 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO**

21 MARTIN VOGEL and KENNETH
 22 MAHONEY, On Behalf Of Themselves
 23 and All Others Similarly Situated,

24 Plaintiffs,

25 v.

26 STEVEN P. JOBS, PETER
 27 OPPENHEIMER, FRED ANDERSON,
 28 WILLIAM V. CAMPBELL,
 MILLARD S. DREXLER, ALBERT
 GORE, JR., ARTHUR D. LEVINSON,
 JEROME P. YORK and APPLE
 COMPUTER, INC.,

Defendants.

Case No. C 06 05208 MHP

STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME FOR
DEFENDANTS TO RESPOND TO
COMPLAINT

Complaint Filed: August 24, 2006
Jury Trial Demanded

1 Pursuant to Civil L.R. 6-1, the parties stipulate, and the Court hereby orders, as
2 follows:

3 1. Defendants are not required to respond to the complaint in this action or any action
4 consolidated into this action, other than a consolidated complaint or a complaint
5 designated as the operative complaint by Lead Plaintiff's Counsel.
6 2. Defendants shall respond to the consolidated complaint within forty-five (45) days
7 after service (or, in the event that Lead Plaintiff's Counsel designates an existing
8 complaint as the operative complaint, within forty-five (45) days after service of
9 written notice of such designation), unless otherwise agreed upon by the parties or
10 ordered by the Court.

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12 STULL, STULL & BRODY
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15 Dated: October 26, 2006

By: /s/ Patrice L. Bishop
Patrice L. Bishop

16 Attorneys for Plaintiffs
17 Martin Vogel and Kenneth Mahoney, On
18 Behalf Of Themselves and All Others
Similarly Situated

19 O'MELVENY & MYERS LLP
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21 Dated: October 26, 2006

By: /s/ David M. Furbush
David M. Furbush

22 Attorneys for Defendant
23 Apple Computer, Inc.
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